

REMARKS:

Claims 30-54 are currently pending in the application.

Claims 1-29 are hereby canceled without *prejudice*.

Claims 1-6, 8-15, 17-24, and 26-29 stand rejected under 35 U.S.C. § 101.

Claims 1-6, 8-15, 17-24, and 26-29 stand rejected under 35 U.S.C. § 112, second paragraph.

Claims 1-3, 5-12, 14-21, and 23-29 stand rejected under 35 U.S.C. § 103(a) over U.S. Publication No. 2002/0032637 to Moshal *et al.* (“*Moshal*”) in view of the Examiner’s Official Notice.

Claims 4, 13, and 22 stand rejected under 35 U.S.C. § 103(a) over *Moshal* in view of U.S. Publication No. 2002/0194104 to Reamer (“*Reamer*”).

Applicant respectfully submits that all of Applicant’s arguments and amendments are without *prejudice* or *disclaimer*. In addition, Applicant has merely discussed example distinctions from the cited prior art. Other distinctions may exist, and as such, Applicant reserves the right to discuss these additional distinctions in a future Response or on Appeal, if appropriate. Applicant further respectfully submits that by not responding to additional statements made by the Examiner, Applicant does not acquiesce to the Examiner’s additional statements. The example distinctions discussed by Applicant are considered sufficient to overcome the Examiner’s rejections. In addition, Applicant reserves the right to pursue broader claims in this Application or through a continuation patent application. No new matter has been added.

REJECTION UNDER 35 U.S.C. § 101:

Claims 1-6, 8-15, 17-24, and 26-29 stand rejected under 35 U.S.C. § 101 as allegedly being directed towards non-statutory subject matter. Applicant respectfully disagrees.

Nonetheless, Applicants respectfully submit that Applicants have canceled herewith Claims 1-6, 8-15, 17-24, and 26-29 without prejudice.

REJECTION UNDER 35 U.S.C. § 112, SECOND PARAGRAPH:

Claims 1-27 and 29 stand rejected under 35 U.S.C. § 112, second paragraph, as allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Applicant respectfully disagrees.

Nonetheless, Applicants respectfully submit that Applicants have canceled herewith Claims 1-6, 8-15, 17-24, and 26-29 without prejudice.

REJECTION UNDER 35 U.S.C. § 103(a):

Claims 1-3, 5-12, 14-21, and 23-29 stand rejected under 35 U.S.C. § 103(a) over U.S. Publication No. 2002/0032637 to Moshal *et al.* (“*Moshal*”) in view of the Examiner’s Official Notice. Claims 4, 13, and 22 stand rejected under 35 U.S.C. § 103(a) over *Moshal* in view of U.S. Publication No. 2002/0194104 to Reamer (“*Reamer*”). Applicant respectfully disagrees.

Applicant respectfully submits that new *Claims 30-54 have rendered moot the Examiner’s previous rejections and the Examiner’s arguments in support of the previous rejection.* Applicant further respectfully submits that new Claims 30-54 in their current form contain unique and novel limitations that are not taught, suggested, or even hinted at in *Moshal*, the Examiner’s Official Notice, or *Reamer*, either individually or in combination. Thus, Applicant respectfully submits that Claims 30-54 are not rendered obvious by the proposed combination of *Moshal*, the Examiner’s Official Notice, and *Reamer*. Applicant further respectfully submits that Claims 30-54 are in condition for allowance. Thus, Applicant respectfully requests that Claims 30-54 be allowed.

CONCLUSION:

In view of the foregoing amendments and remarks, this application is considered to be in condition for allowance, and early reconsideration and a Notice of Allowance are earnestly solicited.

Although Applicant believes no additional fees are deemed to be necessary; the undersigned hereby authorizes the Director to charge any additional fees which may be required, or credit any overpayments, to **Deposit Account No. 500777**. If an extension of time is necessary for allowing this Response to be timely filed, this document is to be construed as also constituting a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) to the extent necessary. Any fee required for such Petition for Extension of Time should be charged to **Deposit Account No. 500777**.

Please link this application to Customer No. 53184 so that its status may be checked via the PAIR System.

Respectfully submitted,

15 October 2008
Date

/Steven J. Laureanti/signed
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